



CANNON BUILDING
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STATE OF DELAWARE
BOARD OF PLUMBING AND HVACR EXAMINERS

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PUBLIC MEETING MINUTES:	BOARD OF PLUMBING & HVACR EXAMINERS
MEETING DATE AND TIME:	Tuesday, January 14, 2014 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon
MINUTES APPROVED:	February 11, 2014

MEMBERS PRESENT

Dean Sherman, Professional Member, President
Charles Robbins, Professional Member, Vice President
Carol Guilbert, Public Member, Secretary
Frank Beebe, Professional Member
James Anderson, Public Member
Gerard Pepeta, Professional Member
Harold Caswell, Professional Member
John Brady, Public Member

MEMBERS ABSENT

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Kevin Maloney, Deputy Attorney General
Latonya Brown, Administrative Specialist II

OTHERS PRESENT

Chuck Davidson, DPH
Patrick Oakes, APEX Piping Systems, Inc.
Michael Neri, Jr., APEX Piping Systems, Inc.
Allen Miller, Millers Plumbing & Heating
James Permelia, NCC

CALL TO ORDER

Mr. Sherman called the meeting to order at 9:10 am.

REVIEW OF MINUTES

A motion was made by Mr. Beebe, seconded by Ms. Guilbert, to approve the November 12, 2013 minutes, with amendment. The motion carried unanimously.

A motion was made by Ms. Guilbert, seconded by Mr. Brady, to approve the November 1, 2013 Emergency Meeting minutes. The motion carried unanimously.

UNFINISHED BUSINESS

Re-Review of Applications

A motion was made by Ms. Guilbert, seconded by Mr. Beebe, to deny the HVACR application of Timothy Mitchell. Mr. Mitchell has failed to provide the Board with 7 years of experience under the direct supervision of a master HVACR licensee. The motion carried unanimously.

A motion was made by Mr. Robbins, seconded by Mr. Pepeta, to approve Samuel Bell to take the Master HVACR Restricted By-Pass Exam. The motion carried unanimously.

NEW BUSINESS

Consideration of Temporary License- APEX Piping

Mr. Maloney stated that, in his view, the Board cannot grant a temporary license under these circumstances because section 1831 (a) requires the "entity [to] notify the Board in writing with supporting documentation within 7 days of the loss of its license holder." A motion was made by Mr. Brady, seconded by Mr. Beebe, to approve the Temporary Master Plumber Licensure and HVACR Licensure of Michael Neri, Jr. pursuant to Title 24Del Code 1831(c). The Board finds good cause for the delay beyond 7 days the Board may under 1831(c) issue a temporary license finding sufficient and good cause not to deny for not applying within 7 days. The Board grants a temporary license for these special circumstances after weighing all the appropriate factors. The motion carried unanimously.

Review of Examination Applications

A motion was made by Mr. Pepeta, seconded by Ms. Guilbert, to table the Master Plumber application of James Peirce until Mr. Peirce provides proof of completing the Journeyman Apprentice Training. Also the Board is requesting a recent notarized Verification of Employment form. The motion carried unanimously.

A motion was made by Mr. Pepeta, seconded by Ms. Guilbert, to approve Elewa Salem to take the Master HVACR By-Pass Exam. The motion carried unanimously.

A motion was made by Mr. Pepeta, seconded by Ms. Guilbert, to approve David Ficoturo to take the Master HVACR Exam. The motion carried unanimously.

A motion was made by Mr. Pepeta, seconded by Ms. Guilbert, to approve Michael Neri Jr. to take the Master Plumber Exam. The motion carried unanimously.

A motion was made by Mr. Pepeta, seconded by Ms. Guilbert, to approve Michael Neri Jr. to take the Master HVACR Exam. The motion carried unanimously.

Review of Reciprocity Applications

A motion was made by Mr. Brady, seconded by Mr. Caswell, to grant Allen Miller a Master Plumber license contingent upon receiving license verification from the State of New Mexico. The motion carried unanimously.

A motion was made by Mr. Brady, seconded by Mr. Caswell, to grant Allen Miller a Master HVACR license contingent upon receiving license verification from the State of New Mexico. The motion carried unanimously.

Ratification of Applications

A motion was made by Ms. Guilbert, seconded by Ms. Anderson, to ratify the applications of Joseph Magnolia (Master Plumber), Eric Fonzi (Master HVACR), James Warner (Master HVACR), Jeffrey Deem (Master HVACR), Brian Eder (Master HVACR Restricted), John Cappello (Master HVACR Restricted), Henry Smith (Master HVACR Restricted), Hugh Hardesty (Master HVACR), Vance Fitzgerald (Master HVACR) and Michael Klein (Master Plumber).

Examination Passing Results

The Board reviewed the examination results that showed out of 3 candidates, one had passing scores: Thomas Wise (Master Plumber).

Complaint Status

34-06-12	Assigned to Hearing Officer	34-11-13	Assigned to Hearing Officer
34-11-12	Referred to AG	34-12-13	Referred to AG
34-14-12	Referred to AG	34-13-13	Open
34-15-12	Open	34-02-13	Open
34-01-13	Open	34-03-13	Open
34-07-13	Open	34-04-13	Open
34-08-13	Referred to AG	34-05-13	Assigned to Hearing Officer
34-03-12	Referred to AG	34-06-13	Referred to AG
34-09-13	Open	34-14-13	Open
34-10-13	Open	34-15-13	Open

OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)

Update on submission of states laws and regulations

The Board is requesting that the Division require applicants who are coming in by Reciprocity to provide their state's laws and regulations governing licensure to the Board. The Board request that this be put on the checklist.

Update on Continuing Education

The Board scheduled a Committee meeting for January 28, 2014 to discuss the update on continuing education.

PUBLIC COMMENT

Mr. Davidson and Mr. Permella suggested to the Board that Title 24 (1831) should be amended. They as well as the Board suggested allowing notification to the Board within 30 days instead of 7 days from loss of licensure holder. They also suggested allowing the temporary license to the applicant, valid for 210 days instead of 100 days.

NEXT SCHEDULED MEETING

The next board meeting will be held on February 11, 2014 at 8:30 a.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

A motion was made by Mr. Brady, seconded Ms. Guilbert, to adjourn the meeting. The motion carried unanimously. The meeting adjourned at 10:10 am.

Respectfully submitted,



LaTonya Brown